8/25/67 JC06 Rec'd PCT/PTD 24 AUG 2005/PC/

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Tetsuro TAKAMATSU,

Application No.: 10/540,600

Filed: June 24, 2005

Title: MULTILAYER OBSERVATION OPTICAL

MICROSCOPE AND MULTILAYER

**OBSERVATION UNIT** 

Attorney Docket No.:

TLO-2-PCT/Minori

Group Art Unit:

Examiner:

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

<u>X</u>	(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
	under 37 CFR 1.97(c) together with either a:  Statement under 37 CFR 1.97(e), or  a \$180.00 fee under 37 CFR 1.17(p), or  (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
	under 37 CFR 1.97(d) together with a:  Statement under 37 CFR 1.97(e), and a \$180.00 fee set forth in 37 CFR 1.17(p).  (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

X Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware.

Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450

Date of Deposit: August 24, 2005

Typed Name: Lori G. Witk

Signatura:

Respectfully submitted,

Alan Israel

Attorney/Agent for Applicant(s)

Reg. No. 27564

Date: August 24, 2005

Telephone No.: 212-697-3750

Please	 1	 	 	

PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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	Application Number	10/540,600		
ORMATION DISCLOSURE	Filing Date	June 24, 2005		
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Substitu INF STATEMENT BY APPLICANT First Named Inventor Tetsuro TAKAMATSU **Group Art Unit** (use as many sheets as necessary) Examiner Name Sheet of 1 **Attorney Docket Number** TLO-1-PCT/minori

	U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	U.S. Patent Document  Number Kind Code <sup>2</sup> (if known)		Name of Patentee or Applicant of Cited Document	Date of Publication of cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant	
		6,094,300		Kashima, et al.	07/25/2000	Figures Appear	
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FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or	Date of Publication of	Pages, Columns, Lines,	
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code⁵ ( <i>if known</i> )	Applicant of Cited Document	Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	Abstract
		08/13	36810		Japan	05/31/1996		Yes
		11-03	38324		Japan	02/12/1999		Yes
		2002	-287035		Japan	10/03/2002		Yes
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Examiner	-	Date	-
Signature		Considered	

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<sup>\*</sup>EXAMINER: Initial reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.